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10 Attorneys for Defendants
11 CHASE BANK USA, N.A. and
12 CHASE ISSUANCE TRUST

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

In re: Chase Bank USA, N.A. "Check Loan") MDL No. 2032
Contract Litigation)
THIS DOCUMENT RELATES TO ALL) Case No. 3:09-md-02032-MMC
CASES)
) [Assigned to the Hon. Maxine M. Chesney]
) **STIPULATION AND [PROPOSED] ORDER**
) **DISMISSING DEFENDANT CHASE**
) **ISSUANCE TRUST**
)

1 WHEREAS, on May 13, 2011, the Court certified a class of credit card customers of
2 defendant Chase Bank USA, N.A. (“Chase”) in this matter against Chase and Chase Issuance Trust
3 (the “Trust”);

4 WHEREAS, Chase represents that the Trust does not issue credit card accounts, did not
5 send the promotional offers at issue, and had no role in the change in terms at issue;

6 WHEREAS, Chase confirms that all of the class members entered into contracts regarding
7 the credit card accounts at issue with Chase, the issuer of the accounts, and not the Trust, and that
8 each of the class members had contractual relationships with Chase, and not the Trust, regarding
9 the credit card accounts at issue at the time of the change in terms at issue;

10 WHEREAS, the remaining claim in the Master Complaint in this matter is for breach of the
11 implied covenant of good faith and fair dealing;

12 WHEREAS, based on the foregoing, the parties agree that it is appropriate to dismiss the
13 Trust from this matter;

14 WHEREAS, this Stipulation is made in good faith and not for purposes of delay.

15 IT IS HEREBY STIPULATED, by and between the parties, through their respective
16 counsel of record, that:

17 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), the above-captioned matter shall
18 be, and is, dismissed WITHOUT PREJUDICE as to all claims asserted in the Master Complaint
19 against Chase Issuance Trust, with each party to bear their own attorneys' fees and costs.

20 IT IS SO STIPULATED.

Dated: April 11, 2012

STROOCK & STROOCK & LAVAN LLP
JULIA B. STRICKLAND
STEPHEN J. NEWMAN
ALEXANDRIA KACHADOORIAN
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By: _____ */s/ Stephen J. Newman*
Stephen J. Newman

Attorneys for Defendants

1 Dated: April 11, 2012

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10 By: /s/ Roger N. Heller (with permission)
11 Roger N. Heller
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Attorneys for Plaintiffs

STROOCK & STROOCK & LAVAN LLP
2029 Century Park East
Los Angeles, California 90067-3086

ORDER

IT IS HEREBY ORDERED, pursuant to the Stipulation between the parties, that:

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), the above-captioned matter shall be, and is, dismissed WITHOUT PREJUDICE as to all claims asserted in the Master Complaint against Chase Issuance Trust, with each party to bear their own attorneys' fees and costs.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: April 12, 2012

Maxine M. Chesney
The Honorable Maxine M. Chesney
United States District Judge

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